IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O.O.C.J.

Arbitration Petition no. 220 of 2007

Inder Raj Kapoor ..Petitioner

vs.

Union of India and anr. ..Respondents

Mr.Vikas R.Hukmani for petitioner.
Mr.V.H.Kantharia for respondents.

CORAM: S.C.DHARMADHIKARI J
8th October,2007

P.C.

1. Mr.Santa Rao, Executive Engineer, has filed the affidavit on behalf of the first respondent and has stated categorically therein that the sole Arbitrator (respondent no.2) is already seized of the claim which has been forwarded to him by the petitioner. It is clarified by Mr.Kantharia appearing for the first respondent, after taking instructions, that the learned sole Arbitrator has called upon the first respondent to file its reply to the statement of claim. He further states that the statement of claim, a copy of which is annexed as Annexure A to the petition, and claims therein are all forming part of the substantive claim which is raised before the learned Arbitrator. He relied upon the communication dated 30th May, 2007 in that

behalf from the sole Arbitrator. Mr.Kantharia states that the reply to the statement of claim has already been forwarded on 19th July, 2007. In such circumstances, the petitioner states that it is satisfied with this statement. All claims to be considered by the learned Sole Arbitrator on their own merits. Needless to state that the sole arbitrator to consider and adjudicate upon them in accordance with law and make the award. Petition is disposed of accordingly.

(S.C.DHARMADHIKARI J.)